GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Prohibition and Excise Department – Allegations of misconduct – Initiation of disciplinary proceedings against Sri S.V. Ramanamurthy, Prohibition & Excise Inspector, Srikakulam under Rule 20 of A.P.Civil Services (Classification, Control & Appeal) Rules, 1991 – Articles of Charges – Issued.

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REVENUE (VIGILANCE.IV) DEPARTMENT

G.O.Rt.No.679 **Dated.26-08-2020**

Read the following:-

1. From Commissioner of Prohibition and Excise, A.P., Vijayawada Lr in REV04-11030/12/2020-A SEC-COPE, Dated 31.05.2020.
2. G.O.Ms.No.230, Rev (Vig.IV) Dept., dated.26.08.2020.

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O R D E R:

In continuation of orders issued under Rule 24 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 in the reference 2nd read above, it is considered necessary to hold an enquiry against Sri S.V. Ramanamurthy, Prohibition & Excise Inspector, Srikakulam in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri S.V. Ramanamurthy, Prohibition & Excise Inspector, Srikakulam is directed to submit within 10 days of the receipt of this order, a written statement of his defence.

4. Sri S.V. Ramanamurthy, Prohibition & Excise Inspector, Srikakulam is informed that, an inquiry will be held only in respect of that article of charges which are not admitted. He should therefore specifically admit or deny each article of charges.

5. Sri S.V. Ramanamurthy, Prohibition & Excise Inspector, Srikakulam is further informed that, if he does not submit his written statement of defence on or before the date specified in Para-3 above further action will be processed based on the material available.

6. Attention of Sri S.V. Ramanamurthy, Prohibition & Excise Inspector, Srikakulam is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To

Sri S.V. Ramanamurthy, Prohibition & Excise Inspector, Srikakulam [through the Commissioner of Prohibition & Excise, AP, Vijayawada with a request to serve the Article of charges on the individual and send the served copy with dated acknowledgment to this Office].

Copy to:The Commissioner of Prohibition & Excise, Andhra Pradesh, Vijayawada.

Sf/Sc

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE AGAINST SRI S.V. RAMANAMURTHY, PROHIBITION & EXCISE INSPECTOR, SRIKAKULAM.

Sri S.V. Ramanamurthy, Prohibition & Excise Inspector, Srikakulam is herein referred as charged officer.

ARTICLE OF CHARGE-I:

"That the charged officer, being a disciplined uniformed Government Servant has not obeyed the orders of superior officers and misuse the same for his personnel financial benefits, not submitted the report in a stipulated time. Hence, the charged officer has failed to discharge his legitimate duties as a Prohibition & Excise Inspector in his jurisdiction."

Thus the charged officer being an uniformed Government Servant failed to maintain absolute integrity, discipline in discharge of his duties, thereby he violated Rule 3 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI S.V. RAMANAMURTHY, PROHIBITION & EXCISE INSPECTOR, SRIKAKULAM.

A report has been submitted by the Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada stating that the Deputy Commissioner, Srikakulam stated that, as per instructions received during video conference held on 11.04.2020 and the Commissioner of Prohibition & Excise Office instructions dated 11.04.2020, Deputy Commissioner, Srikakulam obtained prior permission from the District Collector, Srikakulam on 12.04.2020 for verification of physical stocks in all the 2B Bars in Srikakulam District during lockdown period. As per the note of the District Collector, Srikakulam, the Deputy Commissioner Srikakulam issued orders vide RC.No.20/2020/B, Dt:13.04.2020 to Assistant Prohibition & Excise Superintendent, Srikakulam, Assistant Prohibition & Excise Superintendent, Palasa, Assistant Prohibition & Excise Superintendent, ENFT, Srikakulam for the verification of stocks in 2B bars in Srikakulam District. But, the Prohibition & Excise Superintendent, Srikakulam has taken advantage of Deputy Commissioner office memo dated 10.04.2020 and instead of submitting report to Deputy Commissioner Office, he obtained permission from the District Collector, Srikakulam without consulting (or) circulate the file through Deputy Commissioner, Srikakulam and implemented the verification of stocks with his subordinates.

It is submitted that as per the order of Deputy Commissioner, Prohibition & Excise, Srikakulam RC.No.20/ 2020/B, dt.13.04.2020 Sri S.V. Ramanamurthy, Prohibition & Excise Inspector is the one of the team member of the Team-IV, headed by Assistant Excise Superintendent, Srikakulam has to verify the physical stocks of Rajam Bar & Restaurant and instructed to submit the report by con 13.04.2020, the Team-IV inspected the two bars i.e., 1) Janatha bar & Res 2) Divya Bar & Res; which are not assigned to that team. Hence, Sri S.V. Ramanamurthy, Prohibition & Excise Inspector, Srikakulam deviated the orders of the Deputy Commissioner, Prohibition & Excise, Srikakulam with malafied intention to get some financial benefits from the 2B bar licensees in order to protect them from the violations made by the licencees during lock down period against rules and acts. Hence the Prohibition & Excise Inspector, Srikakulam is being responsible officer deviated the orders of the District Superior Officers and hence he may be punished for their lapses while doing the legitimate duties.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI S.V. RAMANAMURTHY, PROHIBITION & EXCISE INSPECTOR, SRIKAKULAM ARE PROPOSED TO BE SUSTAINED:

1. Report of the DC, Srikakulam in Rc.No.81/2020/A, dt.14.04.2020
2. Any other document as may be necessary at the time of regular enquiry.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESS BY WHOM THE ARTICLE OF CHARGES FRAMED SRI S.V. RAMANAMURTHY, PROHIBITION & EXCISE INSPECTOR, SRIKAKULAM.

1. Sri C.Bhargava, AES(ENF), Srikakulam.
2. Sri P.Ramachendrakumar,PEI Enft,Srikakulam
3. Sri B.Narasimha Murthy,PEI Enforcement, Srikakulam.
4. Nowkarmana of Janatha bar Restaurant.
5. Any other witnesses required during the enquiry

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED :: BY ORDER//

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